

Message Text

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PAGE 01 GENEVA 06535 011002Z
ACTION STR-07

INFO OCT-01 EUR-12 EA-10 IO-13 ISO-00 STRE-00 AGRE-00
CEA-01 CIAE-00 COME-00 DODE-00 EB-08 FRB-03 H-01
INR-10 INT-05 L-03 LAB-04 NSAE-00 NSC-05 PA-01
CTME-00 AID-05 SS-15 ITC-01 TRSE-00 ICA-11 SP-02
SOE-02 OMB-01 DOE-15 OIC-02 AF-10 ARA-10 NEA-10
DOEE-00 /168 W

-----122839 011005Z /17

P 010953Z MAY 78
FM USMISSION GENEVA
TO SECSTATE WASHDC PRIORITY 9034
INFO AMEMBASSY BRUSSELS
AMEMBASSY TOKYO

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USMTN; USEEC

ACTION STR PASS ELECTRONICALLY FOR GREENWALD, FEKETEKUTY,
FLAGG STR PASS CODEL

EO 11652: N/A
TAGS: ETRD, GATT, MTN
SUBJECT: FRAMEWORK - INFORMAL DC DISCUSSION ON EXPORT
CONTROLS, APRIL 25, 1978

REF: GENEVA 6019

1. US MTN DEL MET INFORMALLY WITH EC, JAPAN, NORDICS,
SWITZERLAND AND NEW ZEALAND APRIL 25 FOR FURTHER DISCUSS-
ION OF MTN DEL DRAFT "UNDERSTANDING" ON EXPORT-CONTROL
MEASURES (REFTEL). PARTICIPANTS DISCUSSED REFINEMENTS TO
BE MADE IN DRAFT PRIOR TO CIRCULATION TO INTERESTED
AND PRESUMABLY AMENABLE LDC'S--I.E., BRAZIL, YUGOSLAVIA
AND POSSIBLY SOME OTHERS; CANADA AND AUSTRALIA WOULD
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PAGE 02 GENEVA 06535 011002Z

BE BROUGHT INTO GROUP DISCUSSIONS ONLY WHEN WORK IN
SUCH LARGER SETTING WELL UNDER WAY.

2. US (MARK) NOTED SUGGESTIONS FROM GROUP THAT WOULD
MORE CLEARLY DELIMIT COVERAGE OF UNDERSTANDING BUT WARNED
THAT ATTEMPT TO SPECIFY EXACT TYPES AND CATEGORIES OF
MEASURES COULD LEAD TO HANG-UPS OVER BORDERLINE CASES;

CURRENT WORK SHOULD BE FOCUSED ON GIVING GREATER PRECISION TO GATT ARTICLES BEARING ON EXPORT CONTROLS, WITH EXPECTATION THAT "GATT PRAGMATISM" WOULD ESTABLISH PRACTICAL SCOPE OF REFORM EFFORT OVER TIME. JAPAN (NOGAMI) CONTINUED TO HAVE "CONCEPTUAL PROBLEMS" CONCERNING COVERAGE OF AGREEMENT, PREFERRING "A MORE MIDDLE-OF-THE-ROAD APPROACH LINKED TO ARTICLE XI:1" (I.E., ELIMINATION OF QR'S). EXPECTED JAPANESE DRAFTING PROPOSALS (REFTTEL) FAILED TO MATERIALIZE DUE TO SLOW CLEARANCE PROCESS IN TOKYO, BUT NOGAMI PROMISED TO DEVELOP AT LEAST INFORMAL SUGGESTIONS FOR A PREAMBLE ASAP. MEETING CLOSED WITH ALL PARTICIPANTS ENDORSING MTN DEL DRAFT AS GENERALLY ACCEPTABLE WORKING BASIS.

3. COMMENT: WITH PRINCIPAL DC'S NOW ESSENTIALLY ALIGNED WITH US APPROACH, WE ARE IN POSITION TO BEGIN MORE INTENSIVE (BUT STILL LOW-KEY) EFFORT WITH LEADING LDC'S TO WIDEN ACCEPTABILITY OF EXPORT-CONTROLS "UNDERSTANDING." IN THIS CONNECTION, IT MAY BE NECESSARY TO COUPLE BASIC AGREEMENT ("UNDERSTANDING") WITH SUPPLEMENTAL DOCUMENT RECORDING CONSENSUS (TO THE EXTENT THIS CAN BE ACHIEVED) ON INTERPRETATION OF RELEVANT INDIVIDUAL GATT ARTICLES. END COMMENT.

4. FYI: FOLLOWING APRIL 25 MEETING, WE REVISED DRAFT BY REPLACING TEXT OF PARA 7 OF "GUIDELINES" SECTION LIMITED OFFICIAL USE

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PAGE 03 GENEVA 06535 011002Z

(TREATMENT OF EXPORT DUTIES AND NEGOTIATIONS THEREON) WITH A "TO BE SPECIFIED" PLACE-HOLDER HEADING. COPIES HAVE BEEN PROVIDED ON INFORMAL-BUT-CONFIDENTIAL BASIS TO INDIA, YUGOSLAVIA AND BRAZIL AS BACKGROUND FOR DISCUSSION ON SUBJECT IN "3 PLUS 3" GROUP (SEPTTEL). THAT DISCUSSION--FIRST PLURILATERAL ON EXPORT CONTROLS INCLUDING BOTH DC'S AND LDC'S--NOW SCHEDULED FOR MAY 2. END FYI.

5. FURTHER DETAILS OF APRIL 25 MEETING TO BE PROVIDED SUBSEQUENTLY BY MEMCON.

6. NOTE: SUBSEQUENT TO DRAFTING THIS MESSAGE, CANADA (WEEKES) CALLED TO SAY THEY HAD JUST LEARNED OF THE EXISTENCE OF OUR PAPER AND TO REQUEST A COPY IN ORDER THAT AMB. GREY MAY TAKE IT WITH HIM WHEN HE GOES TO OTTAWA THIS WEEKEND. WE HAVE COMPLIED. (SO MUCH FOR THE "CONFIDENTIALITY" OF THE 3-PLUS-3.)

7. DRAFTED BY MARK. CULBERT

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